

**ONEIDA COUNTY PLANNING and DEVELOPMENT COMMITTEE**  
**JULY 19, 2017**  
**COUNTY BOARD ROOM – 2<sup>ND</sup> FLOOR**  
**ONEIDA COUNTY COURTHOUSE**  
**RHINELANDER, WI 54501**

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Members present: Scott Holewinski, Billy Fried, Mike Timmons, Dave Hintz, and Jack Sorensen

Members absent: None

Department staff present: Karl Jennrich, Director; Pete Wegner, Assistant Director; Scott Ridderbusch, Land Use Specialist; and Julie Petraitis, Program Assistant

Other county staff present: Brian Desmond, Corporation Counsel

Guests present: See sign in sheet.

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Call to order.

**Chairman Scott Holewinski called the meeting to order at 1:00 p.m., in accordance with the Wisconsin Open Meeting Law.**

Approve the agenda.

**Motion by Jack Sorensen, second by Mike Timmons to approve the Agenda. With all members present voting “aye”, the motion carried.**

Public comments. **Bob Martini spoke. Bill Liebert spoke. Don Hoppe spoke. Karl Fate spoke.**

The committee will be hearing a presentation concerning the Public Trust Doctrine, history of shoreland zoning and other shoreland zoning matters by Lynn Markham, Shoreland and Land Use Specialist, University of Wisconsin Stevens Point.

**Informational. No action was taken.**

Non-Metallic Reclamation Plan filed by Briggs Bulldozing Co., LLC on property described as part of NE NE lying N of railroad right-of-way, Section 30, T36N, R11E, PIN MO 751-A, Town of Monico.

This was tabled at the previous meeting so the owner could answer a few questions.

**Motion by Jack Sorensen, second by Scott Holewinski to approve the Non-Metallic Reclamation Plan as filed subject to proper reclamation and proper financial assurances. With all members present voting “aye”, the motion carried.**

Discuss/act on Ordinance Amendment #6-2017 to repeal and recreate Article 9, Shoreland Protection Provision of Chapter 9 of the Oneida County Zoning and Shoreland Protection

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Ordinance. These revisions are due to 2015 Wisconsin Act 55, 2016 Wisconsin Act 167 and 2016 Wisconsin Act 319.

**Motion by Mike Timmons, second by Dave Hintz to rescind Ordinance Amendments #1 and #6, 2017 of Article 9, Shoreland Protection Provision of Chapter 9 of the Oneida County Zoning and Shoreland Protection Ordinance and create a new Ordinance Amendment, with all public comments and information obtained, and hold a public hearing. With all members present voting “aye”, the motion carried.**

Refunds. None

Line item transfers, purchase orders, and bills. **There are no line item transfers. Motion by Dave Hintz, second by Mike Timmons to approve the purchase orders and bills as submitted. With all members present voting “aye”, the motion carried.**

Approve future meeting dates: **August 2, 16, and 23, 2017.**

Public comments. **Bill Liebert spoke.**

Future agenda items. **Subdivision lot sizes. Boathouse issue.**

### CONDUCT PUBLIC HEARING ON THE FOLLOWING:

Conditional Use Permit application by Clark Theilig, agent, and Broley LLC, owner, to provide outdoor seating and to host entertainment at the existing restaurant premises on the following described property: being Lots 1 & 2, Block 4, Village of Lake Tomahawk, located in the NE ¼ of the NE ¼, SE ¼ of the NE ¼, Section 3, T38N, R7E, 7255 Bradley Street, PIN LT 607, Town of Lake Tomahawk.

Mr. Jennrich read the notice of public hearing into the record. The proof of publication is contained in the file. The notice was published on July 3 and July 11, 2017 in the Northwoods River News. It was posted on the Courthouse bulletin board on June 30, 2017.

Correspondence in the file includes an e-mail from the Town of Lake Tomahawk recommending approval of the CUP with conditions.

If the committee feels the general standards have been met staff would suggest approval with the following conditions:

1. The nature and extent of the conditional use shall not change from that described in the application and approved in the Conditional Use Permit.
2. Proper permits to be obtained prior to any future construction projects (Town/County/State).
3. Parking to comply with 9.77, Oneida County Zoning & Shoreland Protection Ordinance as amended 07-14-2016.

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4. Signage to comply with 9.78, Sign Regulations Oneida County Zoning & Shoreland Protection Ordinance as amended 07-15-2016 and proper permits be obtained prior to placement.
5. Dumpster(s), if used, to be screened from view. Waste material to be recycled as required, after each event.
6. If exterior lighting is installed, it must be downcast and shielded from above.
7. May be subject to DOT requirements.

Chairman Holewinski opened the public portion of the public hearing. Christy Terkelson spoke in favor of the CUP.

Chairman Holewinski closed the public portion of the public hearing.

**Motion by Mike Timmons, second by Jack Sorensen to approve the CUP as the general standards have been met and with staff conditions with clarification from the Town regarding the fence. With all members present voting “aye”, the motion carried.**

Conditional Use Permit application by Leadership Academy Inc., and Kickin Coffee, Inc., Gary and Nikki Engels, owners, for change of use of the existing drive through coffee business to office space with outdoor activities on the following described property: Lots 9 & 10, Block 2, and Lots 8, 14, & 15, Block 2, of John A. Beller Sr. Addition to the Village of Woodruff, Section 2, T39N, R6E, 238 El Street, PIN WR 1085 & WR 1086, Town of Woodruff.

Mr. Jennrich read the notice of public hearing into the record. The proof of publication is contained in the file. The notice was published on July 3 and July 11, 2017 in the Northwoods River News. It was posted on the Courthouse bulletin board on June 30, 2017.

Correspondence in the file includes a letter from the Town of Woodruff recommending approval of the CUP with conditions.

If the committee finds the general standards have been met Staff would suggest approval with the following conditions:

1. The nature and extent of the conditional use shall not change from that described in the application and approved in the Conditional Use Permit.
2. Proper permits to be obtained prior to any future construction projects (Town/County/State).
3. Parking to comply with 9.77, Oneida County Zoning and Shoreland Protection Ordinance as amended 07-15-2016.
4. Signage to comply with 9.78, Sign Regulations, Oneida County Zoning and Shoreland Protection Ordinance as amended 07-15-2016.
5. Dumpster(s) if used to be screened from view. Waste material to be recycled as required, after each event.
6. If exterior lighting is installed, it must be downcast and shielded from above.
7. May be subject to DOT requirements.

Chairman Holewinski opened the public portion of the public hearing.

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Gary Engles, owner, was present and in favor of the CUP.

Chairman Holewinski closed the public portion of the public hearing.

**Motion by Mike Timmons, second by Billy Fried to approve the Conditional Use Permit as the general standards have been met and with conditions as outlined by Staff. With all members present voting “aye”, the motion carried.**

Adjourn.

**3:15 p.m. There being no further matters to lawfully come before the Committee, a motion was made by Jack Sorensen, second by Mike Timmons to adjourn the meeting. With all members present voting “aye”, the motion carried.**

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Chairman Scott Holewinski

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Karl Jennrich  
Planning & Zoning Director